THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3613 of 2007

Dated: 26.02.2007

Between:

Sri Kuramdasu Naga Raju.

..... PETITIONER

AND

The Mandal Revenue Officer, Visakhapatnam District, and another.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE V.V.S. RAO

WRIT PETITION No.3613 of 2007

ORDER:

The petitioner was statedly assigned land admeasuring Acs.4.00 in survey No.314/6 situated at Upmaka Village, Nakkapalli Mandal, Visakhapatnam District, by way of D-Form patta in 1984. He allegedly has been in possession and cultivating the same. He approached first respondent, namely, the Mandal Revenue Officer (MRO) on 28.10.20004 requesting pattadar passbook (PPB) and title deed(TD), in vain. Therefore, he filed instant writ petition seeking a direction to the respondents to issue PPB and TD in respect of the land allegedly assigned to him in 1984.

Heard the learned counsel for the petitioner and the learned Assistant Government Pleader for Revenue (General-A). The learned Assistant Government Pleader, after obtaining instructions, submits that four persons were issued PPBs in respect of the land and that the petitioner is not in possession of the land. He, however, does not dispute that no orders yet are passed by MRO. As per the Andhra Pradesh Rights in Land and Pattadar Pass Book Rules, 1989 (the Rules, for short), as and when a person claims right and title in agricultural property, such person has to make an application under Rule 18(2) of the Rules and on receipt of such application, MRO is required to issue notice in Form VIII appended to the Rules, conduct enquiry and pass appropriate orders, either accepting or rejecting the claim of the person requiring PPB. This procedure has not yet been completed by MRO.

Therefore, the writ petition is disposed of at the admission stage observing that MRO should pass necessary orders on the application submitted by the petitioner dated 28.10.2004. This exercise may be completed within a period of six weeks from the date of receipt of a copy of this order. No costs.

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(**V.V.S.RAO, J**)

26th February, 2007

Note: Issue CC in one week.

B/o

ghn